

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

<b>OPAL RUN, LLC</b>  <b>Plaintiff,</b>  <b>v.</b>  <b>C&amp;A MARKETING, INC.,</b>  <b>Defendant.</b>	<b>Case no. 2:16-cv-24</b>  <b>Lead Case</b>
<b>OVERNIGHTPRINTS, INC.</b>	<b>Case No. 2:15-cv-2041</b>

**JOINT MOTION TO AMEND DOCKET CONTROL ORDER**

Plaintiff Opal Run, LLC and Defendant Overnightprints, Inc. hereby move the Court to extend the deadline to Serve Disclosures for Rebuttal Expert Witnesses from March 6, 2017 to March 8, 2016 in light of the parties' agreement to exchange rebuttal expert reports on that date. Pursuant to the Court's instruction in the Docket Control Order, the current dates and proposed dates for all remaining deadlines is set forth as follows:

<b>Original</b>	<b>Amended</b>	<b>Event</b>
July 3, 2017	Same	*Jury Selection - 9:00 a.m. in Marshall, Texas before Judge Rodney Gilstrap
June 7, 2017	Same	*Pretrial Conference – 1:30 p.m. in Marshall, Texas before Judge Rodney Gilstrap

May 31, 2017	Same	*Notify Court of Agreements Reached During Meet and Confer The parties are ordered to meet and confer on any outstanding objections or motions <i>in limine</i> . The parties shall advise the Court of any agreements reached no later than 1:00 p.m. three (3) business days before the pretrial conference.
May 30, 2017	Same	*File Joint Pretrial Order, Joint Proposed Jury Instructions, Joint Proposed Verdict Form, and Responses to Motions <i>in Limine</i>
May 22, 2017	Same	*File Notice of Request for Daily Transcript or Real Time Reporting.  If a daily transcript or real time reporting of court proceedings is requested for trial, the party or parties making said request shall file a notice with the Court and e-mail the Court Reporter, Shelly Holmes, at shelly_holmes@txed.uscourts.gov.
May 15, 2017	Same	File Motions <i>in Limine</i>  The parties shall limit their motions <i>in limine</i> to issues that if improperly introduced at trial would be so prejudicial that the Court could not alleviate the prejudice by giving appropriate instructions to the jury.
May 15, 2017	Same	Serve Objections to Rebuttal Pretrial Disclosures
May 1, 2017	Same	Serve Objections to Pretrial Disclosures; and Serve Rebuttal Pretrial Disclosures
April 24, 2017	Same	Serve Pretrial Disclosures (Witness List, Deposition Designations, and Exhibit List) by the Party with the Burden of Proof
March 27, 2017	Same	*File Dispositive Motions or Motions to Strike Expert Testimony (including <i>Daubert</i> Motions)  No dispositive motion or motion to strike expert testimony (including a <i>Daubert</i> motion) may be filed after this date without leave of the Court.
March 27, 2017	Same	Deadline to Complete Expert Discovery

March 6, 2017	March 8, 2017	Serve Disclosures for Rebuttal Expert Witnesses
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Date: March 3, 2017

Respectfully submitted,

/s/ David A. Bailey  
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*Counsel for Defendant OvernightPrints, Inc.*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on March 3, 2017, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system per Local Rule CV-5(a)(3).

/s/ David A. Bailey

David A. Bailey